



**COUNCILOR-AT-LARGE**

PAUL M. GUANCI,  
COUNCIL PRESIDENT  
TIMOTHY FLAHERTY  
JULIE R. FLOWERS

**City of Beverly**

**CITY COUNCIL**

**WARD COUNCILORS**

WARD 1 TODD C. ROTONDO  
WARD 2 ESTELLE M. RAND  
COUNCIL VICE PRESIDENT  
WARD 3 STACY M. AMES  
WARD 4 SCOTT D. HOUSEMAN  
WARD 5 KATHLEEN M. FELDMAN  
WARD 6 DOMINIC COPELAND

**Revised Agenda  
Regular City Council Meeting  
October 18, 2021  
7:00 PM  
Remote Meeting on Google Meet  
Live on Bev Cam**

Pursuant to Chapter 20 of the Acts of 2021, this meeting and public hearings will be conducted via remote means. Members of the public who wish to access the meeting may do so in the following manner: it is recorded by the City of Beverly and live streamed by BevCam on both Channel 99 and via BevCam's YouTube channel <https://www.youtube.com/user/BevCam> TV. No in-person attendance of members of the public will be permitted, and public participation in any public hearing conducted during this meeting shall be by remote means only.

**Meeting ID**

**[meet.google.com/xhg-wzbn-wkk](https://meet.google.com/xhg-wzbn-wkk)**

**Phone Numbers**

**(US)+1 234-703-1827**

**PIN: 620 156 767#**

**Roll Call of Members:**

**Pledge of Allegiance to the Flag:** Councilor Houseman

**Moment of Silence:**

**Resolutions:**

**Presentations, Awards and Memorials:**

1. Mayor Cahill-Recognition of Beverly residents Ella Heckman and Callie Reed members of the Aztec Girls 2008 Impact Team, who won the 2021 National Cup Championships.
2. Chief of Staff, Joscelyn Ruelle-Kersker & Councilor Flowers-Redistricting Map from the 2020 Census.
3. Sustainability Director, Erina Keefe-1 year update

**Comments by Citizens (subject to the conditions contained in Appendix A to the "Rules and Orders"):** Anyone who would like to speak at the Meeting has until 9:30AM on the day of the Meeting to register with the City Clerk. (Limit of 3 @ 5 minutes each):

21 OCT 15 A 10:26  
CITY OF BEVERLY  
RECEIVED AND RECORDED  
CITY CLERK'S OFFICE

**Public Hearings:**

1. 7:30 PM -Order #165-2021-Transfer of \$71,900 from the Harbor Management Fund along with a transfer of \$71,900 from the reserve for unforeseen. The combined transfer value of \$143,800 will represent a required 20% match of two grants received by the city.

**Acceptance of Minutes of Previous Meeting:**

1. September 28, 2021 Regular City Council Meeting.
2. June 7, 2021 Regular City Council Meeting.
3. June 14, 2021 Public Service/Committee of the Whole Meeting.

**Communications from His Honor the Mayor:**

1. Order #181-Donation-\$4,000 to the Council on Aging. The donation is intended for the purpose of installing two bottle filling systems at the senior center.
2. Order #182-Appointment-Ms. Meghan Jones to serve on the Conservation Commission.
3. Order #183-Appointment-Mr. Barrence Whitfield to serve on the Council on Aging.
4. Order #184-Appointment-Mr. Aaron Swiniuch and David Gannon to serve on the Commission for Disabilities.
5. Order #185-Grant-\$6,963 from SeniorCare to support the Council on Aging's Outreach Program.
6. Order #186-Appointment-Mr. Kevin Hobin to serve on the Beverly Parks and Recreation Commission.
7. Order #187-Reappointment-Mr. Kevin Gallant to serve on the Commission for Disabilities.

**Communications, from other City Officers and Boards:**

1. Order #188-City Clerk-Approval of the Re-Precincting plan for the City of Beverly.
2. Order #189-Alan Taubert Jr., Salem and Beverly Water Supply Board- FY 2023 Assessment Report.
3. Order #190-Community Preservation Committee-CPC Fiscal Year 2022 Budget.
4. LATE FILE-Order #191-Councilor Ames-Request for a Pickeball court discussion.

**Communications, Application and Petitions: None****Unfinished Business from a previous meeting: None**

## **Motions and Orders:**

1. Order #178-Sergeant Henebury-A request to amend the current city ordinance 270-49 by adding "Handicapped Parking Sign" at 37 Pond Street and 3 Fossa Terrace.

## **Reports of Committees**

Reports of Committees: See attached Committee Reports with Actions taken noted. Note that the Council is likely to act on matters listed on the Committee Reports, unless they are held in Committee. Committees also may meet during a Recess of the full Council, and consider any Agenda Item identified herein, or on the attached Committee Reports, and report back to the full Council on such matters when it reconvenes. The foregoing matters are those reasonably anticipated by the President up to 48 business hours prior to the scheduled Meeting time. It is possible that not all matters will be addressed. To the extent permitted by law, matters may be discussed that are submitted or arise within 48 business hours of the scheduled Meeting, if they were not reasonably anticipated by the President.

1. Proposed Executive Session pursuant to Massachusetts General Laws chapter 30A, section 21(a)(7), to comply with, or act under the authority of any general or special law, specifically:
  - a. Approval of minutes of the executive session held on June 1, 2021, pursuant to Massachusetts General Laws chapter 30A, section 21(a)(3), regarding the matters of Burnham Associates v. City of Beverly, USDC MA 1:20-cv-11114-GAO, and City of Beverly Federal Tort Claims Act, 28 U.S.C. § 2674, against the United States Army Corps of Engineers ("USACE"); and
  - b. Approval of minutes of the executive sessions held on September 28, 2021, and October 4, 2021, pursuant to Massachusetts General Laws chapter 30A, section 21(a)(3), regarding a complaint against public officials, specifically an Open Meeting Law Complaint by Joseph Kane dated September 19, 2021, pertaining to the City Council's September 13, 2021, meeting



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**Moment of Silence:**

**Resolutions:**

**Presentations, Awards and Memorials:**

1. Mayor Cahill-Recognition of Beverly residents Ella Heckman and Callie Reed members of the Aztec Girls 2008 Impact Team, who won the 2021 National Cup Championships.
2. Chief of Staff, Joscelyn Ruelle-Kersker & Councilor Flowers-Redistricting Map from the 2020 Census.
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Timothy P. Flaherty-Chair  
Paul M. Guanci  
Estelle M. Rand

CITY OF BEVERLY  
RECEIVED AND RECORDED  
CITY CLERKS OFFICE

2021 OCT -5 A 11: 11

**FINANCE AND PROPERTY / CITY COUNCIL COMMITTEE OF THE WHOLE**

**Monday, October 18, 2021**

**7:00PM**

**Remote Meeting – See City Council Agenda for Access**

Order Number	Date to Committee	Description	Action Taken
		NO ITEMS IN COMMITTEE	

Scott D. Houseman-Chair  
Kathleen M. Feldman  
Dominic Copeland

CITY OF BEVERLY  
RECEIVED AND RECORDED  
CITY CLERK'S OFFICE

2021 OCT -5 A 11: 11

LEGAL AFFAIRS / CITY COUNCIL COMMITTEE OF THE WHOLE MEETING  
Monday, October 18, 2021  
7:00PM  
Remote Meeting – See City Council Agenda for Access

Order Number	Date to Committee	Description	Action Taken
#134	6/23/2021	Councilor Houseman-Rodent Management Discussion	
#167	9/28/2021	Appointment-Mr. Richard Vincent-Greater Beverly Chamber of Commerce Representative on the Parking and Traffic Commission	
#174	10/4/2021	Reappointment-Mr. Kevin Andrews to serve as an alternate member of the Board of Appeals	
#180 LATE FILE	10/4/2021	Appointment-Mr. Gregory Howard to the Beverly Historical District Commission	
#178	10/4/2021	Sergeant Henebury-A request to amend the current city ordinance 270-49 by adding a "Handicapped Parking Sign" at 37 Pond Street and 3 Fossa Terrace	

Julie R. Flowers-Chair  
Todd C. Rotondo  
Stacy M. Ames

CITY OF BEVERLY  
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CITY CLERK'S OFFICE

2021 OCT -5 A 11: 11

**PUBLIC SERVICES / CITY COUNCIL COMMITTEE OF THE WHOLE**

**Monday, October 18, 2021**

**7:00PM**

**Remote Meeting – See City Council Agenda for Access**

Order Number	Date to Committee	Description	Action Taken
#134	6/23/2021	Councilor Houseman-Rodent Management Discussion	
#166	9/28/2021	Reappointment-Mr. Mark Casey-Trustee of the David S. Lynch Public Parks Fund	



**CITY of BEVERLY  
OFFICE of THE MAYOR**

*191 Cabot Street  
Beverly, Massachusetts 01915  
Phone (978) 921-6000  
Fax (978) 922-0285*

**NO. 165**

**Mayor**

*Michael P. Cahill*

**Chief of Staff**

*Joscelyn Ruelle-Kersker*

**Executive Secretary**

*Martha A. Lewis*

October 13, 2021

The Honorable City Council  
City Hall  
Beverly, MA 01915

Dear Honorable City Council:

I am pleased to inform you that the City of Beverly has been awarded two grants from the Massachusetts Seaport Economic Council (SEC). \$656,600 has been awarded to support the reconstruction of the commercial hoist and fishing pier at Glover Wharf. Also, \$62,400 has been awarded to conduct a feasibility study for recreational and transient floats in Beverly Harbor.

Along with requesting the approval of this grant, I am also requesting approval to transfer \$71,900 from the Harbor Management Fund along with a transfer of \$71,900 from the reserve for unforeseen. The combined transfer value of \$143,800 will represent the required 20% match. The transfer component of this request will necessitate a public hearing prior to any final action by the City Council.

These grant awards will facilitate the repair and reconstruction of the commercial fishing pier and help determine whether floating docks are viable for transient moorage and for staging areas for local individuals or charters loading and unloading gear and passengers.

I respectfully ask the City Council take action on this combined request at your upcoming meeting on Monday, October 18, 2021. Thank you.

Sincerely yours,

Michael P. Cahill  
Mayor

cc: Bryant Ayles, Director of Municipal Finance  
Catherine Barrett, Director of Grants  
Sean Ciancarelli, Project Coordinator  
Michael P. Collins, Commissioner of Public Services and Engineering  
Paul Earl, Harbor Management Authority

CITY OF BEVERLY  
RECEIVED AND RECORDED  
CITY CLERK'S OFFICE  
2021 OCT 14 PM 4:00



**CITY of BEVERLY**  
**OFFICE of THE MAYOR**

*191 Cabot Street*  
*Beverly, Massachusetts 01915*  
*Phone (978) 921-6000*  
*Fax (978) 922-0285*

NO. 165

2021 SEP 23 A 11:40  
CITY OF BEVERLY  
RECEIVED AND RECORDED  
CITY CLERKS OFFICE

**Mayor**

*Michael P. Cahill*

**Chief of Staff**

*Joscelyn Ruelle-Kersker*

**Executive Secretary**

*Martha A. Lewis*

September 22, 2021

The Honorable City Council  
City Hall  
Beverly, MA 01915

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Along with requesting the approval of this grant, I am also requesting approval to transfer \$71,840 from the Harbor Management Fund along with a transfer of \$71,840 from the reserve for unforeseen. The combined transfer value of \$143,680 will represent the required 20% match. The transfer component of this request will necessitate a public hearing prior to any final action by the City Council.

These grant awards will facilitate the repair and reconstruction of the commercial fishing pier and help determine whether floating docks are viable for transient moorage and for staging areas for local individuals or charters loading and unloading gear and passengers.

I respectfully ask the City Council take action on this combined request by setting a public hearing at your meeting on Tuesday, September 28, 2021. Thank you.

Sincerely yours,

Michael P. Cahill  
Mayor

cc: Bryant Ayles, Director of Municipal Finance  
Catherine Barrett, Director of Grants  
Sean Ciancarelli, Project Coordinator  
Michael P. Collins, Commissioner of Public Services and Engineering  
Paul Earl, Harbor Management Authority

City Clerk's Office  
191 Cabot Street  
Beverly, MA 01915  
Tel. 978-605-2325  
Fax. 978-921-8511  
E-Mail. lkent@beverlyma.gov

**Legal Notice #2021-#165A**

**City of Beverly**

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**Attest:**

**Lisa E. Kent**

**City Clerk**

**As per order of the City Council**

Please publish Friday October 8, 2021

Send tear sheets and bill to:

City Clerk's Office  
191 Cabot Street  
Beverly, MA. 01915-5849

Order #165

**PUBLIC NOTICE**

**Legal Notice #2021-#185**

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**Attest:** Llea-E. Kent

**City Clerk**

**As per order of the City Council**

**SN - 10/8/21**



**City of Beverly  
City Council Regular Meeting  
Public Meeting Minutes  
Monday, June 7, 2021, 7pm  
City Council Chambers, 191 Cabot St.**

CITY OF BEVERLY  
RECEIVED AND RECORDED  
CITY CLERKS OFFICE

2021 OCT -5 P 3: 55

Paul Guanci, City Council President, called the meeting to order at 7:14pm. City Clerk, Lisa Kent, took the attendance by roll call.

Members Present: Stacy Ames, Timothy Flaherty (joined at 7:26pm), Kathleen Feldman, Julie Flowers, Scott Houseman, Todd Rotondo, Estelle Rand, Paul Guanci

Members Absent: Dominic Copeland

Guanci made a statement about the meeting being recorded by the City of Beverly and streamed by BevCam on channel 99.

Feldman led the councilors in the pledge of allegiance.

### **Resolution**

#### **Order #124-Fair and Full Employment Opportunities at Amazon.**

Peter Berry of 12 Harrison Avenue spoke on the resolution as a representative of a local union (executive board members of teamsters local 25 in the City of Boston, but we represent members from the entire state). This company has been able to operate on an unlevel playing field in comparison to other companies that do the same kind of work like UPS and DHL. This nonbinding resolution has been adopted in Boston, Cambridge, Somerville, Medford, Malden, Revere, Chelsea, Lynn, Winthrop, Lawrence and Peabody. Amazon continues to increase their distribution network and increase profits at the cost of their workers. They fail to meet basic obligations to their neighbors as well as their employees. Berry spoke of some of the safety concerns for Amazon employees, stating that they use independent contractors so they do not have to pay any benefits, provide workers compensation, or follow safe driving rules, etc. Berry stated they are asking for Amazon to meet community standards like other companies in the area.

Ames thanked Mr. Berry for coming and bringing this to light. Ames stated it would be good to have people in Beverly on a living wage. Ames asked if the hope was that this pressure would send Amazon a notice from the region.

Berry stated that is the hope. We only ask that they treat their workers as employees and follow basic guidelines like other companies that are doing the same type of work are doing.

Guanci read the resolution.

The motion to approve was made and seconded. A vote was taken and the motion carried (7-0).

### **Public Hearings**

#### **7:15 PM-Order #115-Interdepartmental Transfer of \$537,500 for various FY2021 costs.**

Bryant Ayles, Finance Director, spoke about the transfer, stating that the funding would come from the Reserve for Unforeseen and from the Workers Comp medical bill line. These will be moved into the animal control overtime line, the litigation line in the solicitors' line, and into the road and sidewalk fund.

Rand asked about the \$500,000 going to roads and sidewalks and what would be worked on.

Ayles and Cahill stated Hancock and Jackson would be done, and they were looking at what else would be included.

Flowers, Ames, and Houseman expressed their appreciation that those roads were going to be done. Houseman confirmed that Odell would also be completed.

Ames asked if roads and sidewalks are the only use for this capital fund.

Ayles stated that with intersection redesign, sometimes there is some design work related to larger projects that these funds might be utilized for as well.

Feldman asked if the money is coming out of workers compensation because it would not be used this fiscal year otherwise.

Ayles confirmed that was correct, stating that there has been the lowest expenditure level in ten years this year in that line.

Rotondo asked what method is used to decide what roads and sidewalks will be done.

Cahill stated it is to continually improve the road pavement surface index and try to focus on meeting the needs around the City while balancing neighborhood work with main street work.

No members of the public wished to speak on the item.

Gerry Perry, City Council Budget Analyst, noted this will completely deplete the reserve for unforeseen. This was intended for this if we got through the Covid matters, which we did. With regards to workers compensation, there are sufficient funds. With regards to roads and sidewalks, how this works mechanically is the money is appropriated into a fund under the executive branch, then transferred into a capital, rolling fund to be able to carry over into the next fiscal year. Perry stated that as the City Council's budget analyst, he would recommend adoption.

Houseman asked if the rolling fund is something other municipalities do and has been done historically here in Beverly.

Perry stated that capital project funds are commonly used here and elsewhere and stated this was also the method used for the new police station.

Ames asked what the current balance in the capital fund is.

Ayles stated if this is approved, the two million in the upcoming budget is approved, and the Chapter 90 funding comes in, it would be roughly \$3.3 million.

The motion to approve was made and seconded. A vote was taken and the motion carried (8-0).

### **Reports of Committees -Committee on Public Services**

**Order #109**-Appointment-Mr. Richard Scanlon to the Board of Assessors.

Scanlon gave an overview of his career and experience.

The motion to approve was made and seconded. A vote was taken and the motion carried (8-0).

### **Communications from other City Officers and Boards**

**Order #122**-Superintendent Dr. Suzanne M. Charochak-Lease/purchase transactions with Apple Student Laptops for 1 to 1 Laptop Initiative at Beverly High School.

Jean Sherburne, Director of Finance and Operations, presented the order, stating this is the eleventh year in the program.

Rand commended the program and asked for background numbers and details on the lease.

Sherburne stated it would be about 300 computers and approximately \$779 for each laptop and \$229 for 4 year apple care on each computer, so the whole total is \$302,400 for the 300 units. Apple will not charge any interest for the four year lease. It is a dollar buyout at the end for the students, and scholarships are offered for families.

The motion to approve was made and seconded. A vote was taken and the motion carried (8-0).

### **Public Hearings (Continued)**

The joint public hearing with the Planning Board was called to order.

Ellen Hutchinson, Chair of the Planning Board, took a roll call of the Planning Board members present.

Planning Board Members Present: Alexander Craft, Sarah Bartley (participating remotely), Derek Beckwith, Ellen Flannery, Wayne Miller, Brendan Sweeney, Andrea Toulouse, and Ellen Hutchinson.

**Order #110**-8:00 PM-Proposed Amendment for IR Overlay Zoning District.

Darlene Wynne presented on the change.

Peter Gourdeau, a development advisor working with Cell Signaling Technology (CST), presented.

Rotondo stated CST has been great getting the word out to the neighbors. Rotondo and Gourdeau discussed the height of the building and mechanical penthouse.

Flowers asked if the parcel in Danvers would be an option for expansion if Beverly was not interested in rezoning.

Gourdeau said possibly, but the Beverly portion would be easier for expansion.

Houseman asked about energy sustainability and carbon neutral construction. Houseman asked Ms. Wynne what effect it has on affordable housing in the City as the City attracts and hopefully keeps businesses like Cell Signaling, where the employee base is typically a higher salaried employee.

Gourdeau stated environmental sustainability is a central ethos at CST. There will be solar panels on the roof of the garage. We have not gotten to the building plan and design yet to determine all the elements.

Wynne stated it is a great question and noted the goals in the new master plan of a diverse workforce and a diverse employment base. That is a goal and something to strive for and work towards in order to support a range of incomes and create jobs for people at all spectrums. It would be worth having a deeper conversation about that.

Beckwith asked for clarification on the plan.

Gourdeau showed the map of what would change.

Beckwith asked about the difference between Beverly's CG or Beverly's IR and the Danvers Industrial 1 (I1).

Wynne stated Danver's I1 is very similar in nature to Beverly's IR district.

Beckwith and Miller asked some clarifying questions on the heights and layout of the plan and the districts.

Hutchinson asked about CST's TIF from 2006, which will expire in 2026, and if the obligations under that TIF have been met so far.

Matt Curran, the CFO of Cell Signaling Technology, stated they have exceeded the hiring goals already.

Hutchinson confirmed this would not create an IR overlay district, it actually would change the zoning from CG to IR. Hutchinson asked if there are any concerns that the general area will therefore have no access to CG development, which is a commercial/retail type of development.

Wynne stated part of it is to have consistency with Danvers and what the split parcel can be used for. A lot of the commercial office uses are the same or similar. There were not any CG uses that were desirable in that location that would be precluded by making the change.

There was some discussion on the different uses for CG and IR, including by special permit.

Hutchinson asked if a bad precedent is created because this feels like the zoning is being changed to meet the specific needs of a specific taxpayer. Hutchinson stated she was not necessarily saying she is opposed to this, but there is a significant concern on those grounds.

Wynne stated that is something that was considered and would not be taken lightly. The benefit to this situation outweighed that. Wynne stated she does not like to say that things create precedent because every situation is very unique.

Stephanie Williams, City Solicitor, stated under case law it is acceptable to make a zoning change even if it benefits one property owner as long as the City can identify some rational or reasonable planning basis for making the zoning change.

There was discussion about some trees being removed and other trees being planted to give a buffer to neighbors.

Houseman asked in what way the plan for the trees is enforceable.

Wynne stated that could be a condition on the Planning Board's decision on the site plan.

Flaherty stated he wants to keep the jobs in Beverly; there have been a lot of good questions, but not to move forward on this would be a mistake.

Guanci closed the City Council portion of hearing and referred it back to the Planning Board.

The Planning Board motion to continue to the next Planning Board meeting so there is time to review the agreement was made and seconded. A roll call vote of the Planning Board was taken, and the motion carried (8-0).

The motion to recess for ten minutes was made and seconded. A roll call vote of the Planning Board was taken, and the motion carried (8-0).

**Acceptance of Minutes of Previous Meetings: City Council Minutes May 17, 2021 and May 26, 2021 and Legal Affairs Minutes May 20, 2021**

The motion to approve was made and seconded. A vote was taken, and the motion carried (8-0).

**Communications from His Honor the Mayor**

**Order #118**-Appointment-Human Rights Committee-Ms. Kitia Fisher

Referred to Committee on Public Services.

**Order #119**-Appointment-Salem Beverly Water Board-Mr. David Gendall

Referred to Committee on Public Services.

**Order #125**- LATE FILE-Appointment-Beverly Council on Aging-Mr. Blair Smith, LICSW

The motion to accept the late file was made and seconded.

Referred to Committee on Public Services.

**Communications from other City Officers and Boards (continued)**

**Order #120**- Councilor Copeland-Marijuana Dispensary License.

Referred to Committee on Legal Affairs.

**Order #121**- Councilor Copeland-Trash cans and trash collection around the city, primarily in City Parks.

Referred to Committee on Public Services.

**Communications, Applications and Petitions**

**Order #123**-City Clerk-Renewal for Petroleum Storage Registration for 2021-Bass River Tennis Club, 31 Tozer Road

Referred to Committee on Legal Affairs.

**Motions and Orders**

**Order #097**-Councilor Feldman and Councilor Rotondo-Amendment to an Ordinance Chapter 215-12 "Placing or Depositing Snow and Ice"-Final passage

The motion to approve **Order #097** was made and seconded. A vote was taken, and the motion carried (8-0).

Rotondo recognized the Police Department's memorial yesterday.

The motion to adjourn was made and seconded. A vote was taken, and the motion carried (8-0).  
The meeting adjourned at 9:39pm.

**CITY OF BEVERLY  
CITY COUNCIL  
PUBLIC MEETING MINUTES**

BOARD: Public Services/Committee of the Whole  
DATE: June 14, 2021  
BOARD MEMBERS PRESENT: Julie R. Flowers (Chair), Stacy Ames, Todd Rotondo  
BOARD MEMBERS ABSENT: None  
OTHERS PRESENT: Christine Dixon (Assistant City Clerk), Michael Collins  
(Commissioner of Public Services & Engineering),  
Dominic Copeland (participating remotely/virtually via  
GoogleMeet)  
RECORDER: Sharlyne Woodbury

Flowers chairs and opens the meeting at 6:30 p.m.

This is a hybrid virtual/in person meeting conducted under the 'Executive Order Suspending Certain Provisions of the Open Meeting Law G.L. c.30A, §20', signed on March 12, 2020.

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**Order #121 Councilor Copeland – Trash cans and trash collection around the city, primarily in city parks**

Councilor Copeland addresses the committee requesting the restoration of public trash receptacles in public parks and open spaces. He understands the receptacles were removed due to Covid restrictions. Collins provides updates on the department of public works. Collins discusses the reasons for not restoring waste receptacles at full capacity. The city resources for labor and time consumed a large portion of the public works personnel to keep open spaces clean. Collins cites Lynch Park as an example. By default, having less trash receptacles keeps the public accountable for removing their own trash and reduces city resources to clean up after the public. Collins cites pilot programs that were wildly successful across state and national parks requiring the public to be responsible for removing their own trash. This idea was incorporated by the city and has been successful at Lynch Park. This also reduces the amount of inappropriate waste items in public trash receptacles, such as household trash. Collins believes the presence of a trash barrel does not correlate with people doing the right thing. Open spaces and parks are cleaner when individuals are responsible for themselves.

Councilor Ames addresses the committee. Appreciates Collins explanation, however; notes that local businesses feel they are taking on additional responsibilities with trash clean up that should fall under city responsibility for public spaces. Ames also notes that residents living near beaches are noticing more trash being left behind in those areas from the public as well as school playgrounds, parks, basketball courts, etc. Ames would like to see more bins restored to those areas. Ames supports a resolution beneficial to all parties concerned. Ames acknowledges the answer may have multiple parts requiring compromise for all interested parties.

Councilor Rotondo addresses the committee. Rotondo discusses the costs involved and the nuances of solving the issue.

Collins feels very strongly that restoring trash bins around the city is not the answer. Increasing trash bins will increase the amount of trash. He believes the problem will still be there since some individuals cannot be bothered to use the receptacles despite their presence. Collins discusses trash on the beaches and seawall using dog owners as an example where their waste was still not in the bins. Collins acknowledges this is a difficult topic with no one solution.

Flowers notes time and suggests this matter warrants further discussion before the full council. The issue will not be resolved during subcommittee.

Rotondo moves to present order 121 to the full council for further discussion. Ames seconds. The motion carries 3-0.

### **Adjournment**

Rotondo moves to adjourn. Ames seconds. The motion carries 3-0.

Meeting adjourned at 7:00 p.m.



**City of Beverly  
Regular City Council Meeting  
Public Meeting Minutes  
Tuesday, September 28, 2021, 7:00pm**

CITY OF BEVERLY  
RECEIVED AND RECORDED  
CITY CLERK'S OFFICE

2021 OCT -4 P 2:43

This meeting was conducted pursuant to Chapter 20 of the Acts of 2021. This remote meeting was held over Google Meet and live streamed by BevCam. Public access information for the hearings was provided on the meeting agenda.

Paul Guanci, City Council President, called the meeting to order at 7:04pm. Assistant City Clerk, Christine Dixon, took the attendance by roll call.

Members Present: Stacy Ames, Dominic Copeland, Kathleen Feldman, Timothy Flaherty, Scott Houseman, Todd Rotondo, Estelle Rand, Paul Guanci

Members Absent: Julie Flowers

Houseman led the pledge of allegiance.

The Council had a moment of silence for Ben Goodhue.

Guanci made a statement about the virtual meeting being recorded by the City of Beverly and streamed by BevCam on channel 99 and BevCam's YouTube channel. He confirmed that all members present could hear and noted the remote meeting format and process. Guanci read Rule 22 of the Beverly City Council. He introduced a vote to allow items to be taken out of committee and voted on the floor. Dixon took a roll call vote and the motion carried (8-0). Guanci read the procedure for remote public hearings.

### **Resolution**

#### **Order #173-Beverly/Salem American Legion Post 331 Baseball Team**

Jerry Parisella, state representative, read an excerpt from the resolution passed by the Massachusetts House of Representatives recognizing the accomplishments and historic season.

Joan Lovely, state senator, read excerpts of the resolution passed by the Massachusetts Senate recognizing the team and coaches.

Guanci read the City Council resolution.

The motion to approve was made and seconded. A roll call vote was taken, and the motion carried (8-0).

### **Acceptance of Minutes of Previous Meetings**

#### **September 13, 2021 Regular City Council Meeting**

The motion to approve was made and seconded. A roll call vote was taken, and the motion carried (8-0).

### **Communications from His Honor the Mayor**

**Order #165-**Grants and Transfer request-\$656,000 to support the reconstruction of Commercial hoist and fishing pier at Glover Wharf and \$62,400 to conduct a feasibility study for recreational

and transient floats in Beverly Harbor. Also requesting approval to transfer \$71,840 from the Harbor Management Fund along with transfer \$71,840 from the reserve for unforeseen. The combined \$143,680 will represent the required 20% match.

Catherine Barrett, Grant Director, thanked the team that worked on these grants including Sean Ciancarelli, Paul Earl and Don Neuman. Beverly is one of only two communities in Massachusetts that were awarded two grants from the Seaport Economic Council. The City had an extra \$600 added to the hoist and commercial fishing pier grant, so that total for that grant is \$656,600, so the match will be adjusted slightly. The transfers would be \$71,900 and the combined transfer is \$143,800 due to the extra money that we learned about today.

Copeland asked how much would be left in those two funds after the transfers, stating it could be answered tonight or the night of the vote.

Houseman congratulated the team that worked on these grants as these were long-term goals.

Paul Earl of the Harbor Management Authority thanked the Seaport Economic Council for awarding both grants. He credited the fact that it was so seamless to Catherine Barrett for managing the process. Both projects were included in the City's 2019 Harbor Plan and the 2012 Master Plan. They will help sustain the commercial fishing industry in Beverly. To answer Councilor Copeland's question, if this is about seventy thousand to contribute, that will reduce the current capital fund to \$370,000. The Harbor Management Authority makes money by running the marinas for the City. It pays for the operating expenses but takes in close to \$200,000 a year and only really spends about \$100,000, so the rest can be put into the fund to then reinvest as matching or for things like the kayak racks around the City now. This is all non-taxpayer dollars, so it helps the City in terms of doing some things that perhaps could not be done otherwise.

Bryant Ayles, Finance Director, just stated that if the Council were to take action this evening it should reflect the amended amounts that Ms. Barrett noted.

The motion to set the public hearing for October 18 at 7:30pm was made and seconded. A roll call vote was taken, and the motion carried (8-0).

The motion was made and seconded to accept the amended grant amount of \$656,600. A roll call vote was taken, and the motion carried (8-0).

### **Public Hearing**

**Order #161-7:45pm-MassDOT-Petition of the MBTA for Communications Conduit Location for Plan #321823F Cabot Street.**

Jaime Garmendia and Ibrahim Alshawabkeh, representatives of the project, presented the petition and a map of the area.

Rand asked for clarification on if this is related to the regional transportation National Grid project.

Garmendia stated it is a different project. This is underground communications fiber for MBTA uses, which will be more resilient in winter with tree fall than the current aerial pole lines.

Rand asked what type of communication this would be used for.

Garmendia stated the intended purpose is MBTA vital communications, so safety systems, signal systems, and things that need to be protected and are really bad if they get interrupted. There will be excess capacity that MBTA hopes to use for other passenger-related purposes in the future. On a side course, MBTA is looking for funding to install commercial fiber that is dark fiber to be released to third parties. That is not a funded project at this time but if funding comes through for that, then it will be installed at the same time.

Rand asked about regulations on installing cables and selling that service beyond what MBTA is using it for and if that is something the City regulates.

Garmendia said that would be a state asset and regulated at a state level.

Rand asked about disruption to the neighborhood for the project.

Garmendia stated a contractor is still in the process of being hired to perform the work, so there are a couple of options. The preferred approach is directional drilling which would dig a trench pit on each end and use a drill to connect the dots without disrupting the surface of the street; the alternative would be opening a trench, so it depends on the contractor. We will work closely with the mayor for minimum disruptions.

Cahill confirmed the City would work with MBTA to make sure this is timed right with other projects.

Houseman asked about excess capacity for commercial purposes and how that might relate directly to the City and if that would directly benefit the City and asked about use of MBTA parking.

Garmendia stated this project is about the utility work; the parking is separate and something Mayor Cahill has been working on since before this. It is a matter of coordination of projects, but they are not related.

Ed Horack, 5 Congress St., asked about the hours of operation and what might be done to make noise less of a burden on residents.

Garmendia stated it depends on the construction approach but a traffic management plan will be created with the City. Ideally, it would not be a very long or disruptive or noisy operation.

Guanci asked if this would be done during the day or night.

Garmendia stated that has not been decided yet; that would be looked at as the work plan and traffic management plan are built out.

Guanci closed the public hearing.

The motion to approve was made and seconded. A roll call vote was taken, and the motion carried (8-0).

### **Communications from His Honor the Mayor (continued)**

**Order #166-Reappointment-Mr. Mark Casey-Trustee of the David S. Lynch Public Parks Fund.**

Referred to Committee on Public Services.

**Order #167**-Appointment-Mr. Richard Vincent-Greater Beverly Chamber of Commerce Representative on the Parking and Traffic Commission.

Referred to Committee on Legal Affairs.

**Order #168**-Grant-\$1,236,878 from DHS and FEMA to the Emergency Management Task Force to be used to support continued development, operations and maintenance of the national urban search and rescue capabilities at Mass Task Force 1 site in Beverly.

Mark Foster, Director of Emergency Management, stated this grant is funded through a cooperative agreement and pays for training and preparedness.

Cahill stated the task force was mobilized twice during Hurricane Ida and does really incredible, important work.

Feldman asked if this is in line with the amount the City usually gets.

Foster said it has been consistent since 9/11 with little bumps up and down. It winds up being about \$100,000 per month.

Rand asked about examples of trainings and if this goes to equipment.

Foster said about \$90,000 of this will go towards replacing equipment like air cylinders or vehicles. Training costs include food, props or equipment that is expended during the training.

The motion to approve was made and seconded. A roll call vote was taken, and the motion carried (8-0).

#### **Communications from other City Officers and Boards**

**Order #169**-City Clerk-Request approval for one day of Early In-Person Voting for the General Municipal Election.

The motion to approve was made and seconded. A roll call vote was taken, and the motion carried (8-0).

**Order #170**-City Clerk-Request for approval of the Warrant for the November 2, 2021 Election.

The motion to approve was made and seconded. A roll call vote was taken, and the motion carried (8-0).

**Order #171**-President Guanci-Delegate responsibility to the City Solicitor's Office for the OML complaint filed by Joseph Kane dated September 19, 2021, pertaining to the City Council's September 13, 2021 meeting.

Held to executive session and next meeting.

**Order #172**-Communication-MaryAnn Holak, Director-Regarding ARPA funds.

MaryAnn Holak stated that most of the staff time right now is really being focused on the basic needs of housing and food for many of the older people living in the community. We need to be intentional about how we are serving the older folks who live in Beverly. Sadly the homelessness situations are being seen in a younger population of older people, so the 60s and early 70s, and they do not have a foundation to support themselves. Beverly Bootstraps and Sue Gabriel are

wonderful community partners. A housing specialist, even for the time the funding is available, could really help get through this tough time where people are struggling to find new living arrangements.

Ames asked Holak to speak to a couple of the top priorities from the list and asked Mayor Cahill about practical options for the Board of Health space.

Holak stated the computer lab was lost to the Board of Health over the pandemic, and technology was one of the biggest concerns with reaching older adults throughout the pandemic. Holak said she has enjoyed working together with the Board of Health, but their working conditions really are not adequate for their needs and is pinching Senior Center services. An extra housing staff person is really important, even if it is just for a time period. Some senior cognitive abilities have also declined during the pandemic; some have thrived, but others have had problems with coming back to driving and exercising.

The motion to receive and place on file was made and seconded. A roll call vote was taken, and the motion carried (8-0).

### **Unfinished Business**

**Order #143**-Grant-\$12,606,097 in American Rescue Plan Act grant funds from Mass Executive Office and Administration and Finance to help cover increased expenditures, replenish lost revenue and mitigate economic harm from the COVID-19 pandemic.

Cahill gave a review of the public meeting. Follow up was received from several different representatives of some local nonprofit stakeholder groups, so there are some proposals and thoughts to work with. Speaking to the item that was just looked at, the next capital project after the police station has been meant to be the renovation of the old police station, which when complete would allow for Inspectional Services and the Health Department to be brought back into the City Hall campus. Staffing needs in the Board of Health and Senior Center will also need to be looked at. The meeting itself was a great start. The way this grant was created legislatively, it's the executive branch that makes those final decisions on expenditure, but this is unique and so there really are a number of running conversations on how best to utilize this money, so this is really an ongoing effort and shared conversation. It is our intent to be as collaborative, inclusive and transparent as we can be as these decisions get made.

Ames asked if the idea was still to use around eight million dollars of this on things more like infrastructure.

Cahill stated we need to spend what we need to spend on programs and services, and that will only become clearer over time. We will make sure to put money into that effort and then put what we can to infrastructure. As much as we can put to infrastructure we should, and as much as needs to go to programmatic needs and services, needs to go. We do not want to spend it all in one fell swoop; we want to take a look at what is needed in the near term and what may be projected out over three and a half years.

Ames stated she had asked at the last meeting to have put on the City website how the City had spent last year's dollars and it was not there today. We want to make sure people feel good about the way we spend things. Ames shared charts and data from other local communities'

expenditures per capita and expenditures on public works and school. Ames stated more should be spent on services and included some examples like roads and sidewalks, increased teachers' salaries, and more police officers. Ames emphasized the importance of accountability.

Cahill asked Council Ames to share with him the graphs that were being shown.

Ames stated she has shared this with Mr. Ayles from the beginning of when she was elected.

Cahill stated he would check with Mr. Ayles and get a look at the graphs that were held up to the camera. Cahill stated there have been some recent, unavoidable severe staffing shortages in Mr. Ayles' departments, but Mr. Ayles has stated his commitment to sharing information. We are looking into bringing in some temporary additional help in the office. We just need to get caught up and ahead of some things in the combined finance departments to get there.

Copeland thanked the mayor and Mr. Ayles for the meetings with councilors and the public and showing that people can get involved and have their voices heard. It also allows us to identify some blind spots or gives a better perspective. As this moves forward, as far as the transparency aspect of it, the more that we can do, the better. Copeland thanked Mayor Cahill for completing the public meeting portion of the process.

Houseman stated that as government officials, we really want to be able to communicate decision making through the community. Houseman stated he is hopeful as part of the expenditure of the ARPA funds, the City does in fact hire whatever assistance Mr. Ayles and his department needs, perhaps including in the IT department, to allow the City to get some of the information up on the website.

Flaherty stated he does not think it is a lack of transparency or someone trying to hide something. It would be good to think about how to collectively get city employees paid equally to or better than other communities, but there are reasons for that. The City Council has a balance with the budget analyst, Mr. Perry, and Mr. Ayles does an outstanding job. It is not always apples to apples when comparing to other communities.

Feldman agreed that it is kind of apples to oranges comparing Beverly budgetarily to other communities without context. Feldman stated that she does like the idea of taking good ideas of what other communities do in getting the information to their constituents. Feldman stated she does not feel like it is a lack of transparency, but a lack of staffing, stating that answers to questions have been clearly communicated, but the City just does not have the staffing and capacity to put this information in a user friendly format. Feldman stated she hopes that if staffing is incorporated to disclose the ARPA funds information to the public in a more user-friendly format, then hopefully that position or the capacity for that office could be in the budget going forward to always be able to do this and put something up annually that can be a little more user-friendly. It would be really helpful if we had a cohesive image or document and place to point to so that everyone is on the same page.

Houseman clarified that when he talks about transparency he is talking about communication. Houseman stated he doesn't think anyone is hiding anything, but it is a matter of good communication. Houseman recognized the challenges that Mr. Ayles has in his office from a staffing view and stated that he looks forward to applying funding to help address it.

The motion to approve was made and seconded. A roll call vote was taken, and the motion carried (8-0).

## **Motions and Orders**

**Order #160**-Proposed Ordinance change for “No Parking” on South side of Pleasant Street from the area in front of 26 Pleasant Street extending to Hardy Street.

The motion to approve was made and seconded. A roll call vote was taken, and the motion carried (8-0).

## **Reports of Committees**

### **Legal Affairs**

**Order #151**-Reappointment-Constable-Mr. Christopher P. Chigas.

The motion to approve was made and seconded. A roll call vote was taken, and the motion carried (8-0).

### **Public Services**

**Order #154**-Council President-Appointment-Ms. Amy Benjamin to the Community Preservation Committee.

The motion to approve was made and seconded. A roll call vote was taken, and the motion carried (8-0).

The motion was made to move into an executive session pursuant to M.G.L. c.30A, s.21(a)(1) (purpose #1) to discuss a complaint against public officials, specifically an Open Meeting Law Complaint by Joseph Kane dated September 19, 2021, pertaining to the City Council’s September 13, 2021 meeting. The motion was seconded. A roll call vote was taken, and the motion carried (8-0).

The motion to adjourn was made and seconded. A roll call vote was taken, and the motion carried (8-0). The meeting adjourned at 9:56pm.

**City of Beverly  
Regular City Council Meeting  
Public Meeting Minutes  
Monday, October 4, 2021, 7:00pm**

CITY OF BEVERLY  
RECEIVED AND RECORDED  
CITY CLERK'S OFFICE

2021 OCT -5 A 11: 06

This meeting was conducted pursuant to Chapter 20 of the Acts of 2021. This remote meeting was held over Google Meet and live streamed by BevCam.

Paul Guanci, City Council President, called the meeting to order at 7:00pm. City Clerk, Lisa Kent, took the attendance by roll call.

Members Present: Stacy Ames, Dominic Copeland, Kathleen Feldman, Timothy Flaherty (arrived at 7:57pm), Julie Flowers (arrived at 7:09pm), Scott Houseman, Todd Rotondo, Estelle Rand, Paul Guanci

Members Absent: None

Houseman led the pledge of allegiance.

Guanci made a statement about the virtual meeting being recorded by the City of Beverly and streamed by BevCam on channel 99 and BevCam's YouTube channel. He confirmed that all members present could hear and noted the remote meeting format and process. Guanci read Rule 22 of the Beverly City Council. He introduced a vote to allow items to be taken out of committee and voted on the floor. Kent took a roll call vote and the motion carried (7-0). Guanci read the procedure for remote public hearings. Flowers joined the meeting at 7:09pm.

**Presentations, Awards and Memorials**

**Dean Berg - Green Beverly**

Dean Berg, Executive Director of Green Beverly, presented on the work Green Beverly. Green Beverly focuses on education and actions residents and businesses can take. Green Beverly will have a digital, physical, and community presence. The organizational structure is a nonprofit with about 30 people and growing. Revenue sources are grants, sponsors and donors.

Ames requested the presentation be shared through the Clerk's Office so it could be distributed.

Flowers asked if there are plans to bring more interns into the organization.

Berg said it has been a great partnership so far and would definitely be a good opportunity.

Copeland asked what the capacity is to bring some of this out into the wards.

Berg stated they have members who could certainly do that.

Rotondo asked about from a business level some of the options of purchasing bulk.

Berg stated one of the active community projects is to look at different take-out compostable options for restaurants, schools, and other food services.

Feldman stated she is excited about seeing Beverly implementing new policies. One of the biggest issues as a councilor is how to streamline information to all residents, not just those that would already be following Green Beverly.

Rand asked if Green Beverly has worked at all with the Waste Reduction Committee and commented that when looking at funding sources, every year there is a small amount of funding that comes out of the Mayor's Office for meeting community needs.



Berg stated Green Beverly is in pretty close contact with the Waste Reduction Committee and Sue Higgins is one of the coaches on the Green Beverly team.

Michael Cahill, Mayor, said he appreciated the way Councilor Rand was thinking and suggested follow up conversations to talk about funding. He asked that the next time the Council meets Erina Keefe be placed on the agenda to give an update on what she has been doing since she started about a year ago.

### **Communications from His Honor the Mayor**

**Order #174-Reappointment-Mr. Kevin Andrews** to serve as an alternate member of the Board of Appeals.

Referred to Committee on Legal Affairs.

**Order #175-Grant-\$49,680 Municipal Road Safety Program** grant from the Executive Office of Public Safety and Security Office of Grants and Research

Catherine Barrett, Grant Director, stated this is an annual grant with the goal of reducing loss of life in crashes.

The motion to approve was made and seconded. A roll call vote was taken, and the motion carried (8-0).

**Order #176-Donation-\$1,000** from Mr. James H. Modugno of Beverly to purchase Beverly Police Department uniforms.

The motion to approve was made and seconded. A roll call vote was taken, and the motion carried (8-0).

**Order #179-Earmark-\$150,000** from the Mass Department of Fire Services to upgrade and modernize the fire alarm dispatch systems in the Beverly Fire Department.

Barrett thanked Jerry Parisella and Andrea Zelano for advocating for this earmark. The difference between a grant and an earmark is that a grant typically has more compliance on the backend for reporting, whereas earmarks tend to be wired in a lump sum. This one is unusual in that it is reimbursement.

The motion to approve was made and seconded. A roll call vote was taken, and the motion carried (8-0).

**LATE FILE-Order #180-Appointment of Mr. Gregory Howard** to the Beverly Historical District Commission

The motion to accept the late file was made and seconded. A roll call vote was taken, and the motion carried (8-0).

Referred to Committee on Legal Affairs.

### **Communications from other City Officers and Boards**

**Order #177**-Councilors Rotondo and Flowers-Quarter 1 Recap from the School Committee's Subcommittee on Finance and Facilities for FY22.

The motion to receive and place on file was made and seconded. A roll call vote was taken, and the motion carried (8-0).

**Order #178**-Sergeant Henebury-A request to amend the current city ordinance 270-49 by adding a "Handicapped Parking Sign" at 37 Pond Street and 3 Fossa Terrace.

Referred to Committee on Legal Affairs.

### **Unfinished Business**

**Order #171**-President Guanci-Delegate responsibility to the City Solicitor's Office for the OML complaint filed by Joseph Kane dated September 19, 2021, pertaining to the City Council's September 13, 2021 meeting.

The motion to approve was made and seconded. A roll call vote was taken, and the motion carried (8-0).

Flowers mentioned that at the October 18th meeting there will be a presentation, not a public hearing, about the redistricting that is happening so people can learn more about that process.

### **Executive Session**

The motion was made to move into an executive session pursuant to M.G.L. c.30A, s.21(a)(1) (purpose #1) to discuss a complaint against public officials, specifically an Open Meeting Law Complaint by Joseph Kane dated September 19, 2021, pertaining to the City Council's September 13, 2021 meeting and to adjourn the City Council meeting from the executive session. The motion was seconded. A roll call vote was taken, and the motion carried (8-0). The meeting went into executive session at 7:45pm.



**CITY of BEVERLY  
OFFICE of THE MAYOR**

*191 Cabot Street  
Beverly, Massachusetts 01915  
Phone (978) 921-6000  
Fax (978) 922-0285*

**NO. 181**

**Mayor**

*Michael P. Cahill*

**Chief of Staff**

*Joscelyn Ruelle-Kersker*

**Executive Secretary**

*Martha A. Lewis*

CITY OF BEVERLY  
RECEIVED AND RECORDED  
CITY CLERK'S OFFICE  
2021 OCT 14 P 4:00

October 14, 2021

The Honorable City Council  
City Hall  
Beverly, MA 01915

Dear Honorable City Council:

I am pleased to inform you that the City of Beverly has received an anonymous \$4,000 donation for the Council on Aging. This donation is intended for the purpose of installing two bottle filling systems in the cafeteria and near the bathrooms on the main floor at the senior center.

Massachusetts General Law Chapter 44 Section 53A requires both City Council and Mayoral approval before any grants, earmarks, donations or gifts to the City can be expended for their prescribed purpose. I therefore request the City Council approve this donation by taking action on this matter at your upcoming meeting on October 18, 2021. Thank you.

Sincerely yours,

Michael P. Cahill  
Mayor

cc: Catherine Barrett, Director of Grants  
Bruce Doig, Commissioner of Parks and Recreation  
Mary Ann Holak, Council on Aging Director



**CITY of BEVERLY  
OFFICE of THE MAYOR**

*191 Cabot Street  
Beverly, Massachusetts 01915  
Phone (978) 921-6000  
Fax (978) 922-0285*

**NO. 182**

**Mayor**

*Michael P. Cahill*

**Chief of Staff**

*Joscelyn Ruelle-Kersker*

**Executive Secretary**

*Martha A. Lewis*

CITY OF BEVERLY  
RECEIVED AND RECORDED  
CITY CLERK'S OFFICE  
2021 OCT 14 P 4:00

October 14, 2021

The Honorable City Council  
City Hall  
Beverly, MA 01915

Dear Honorable City Council:

I hereby appoint, subject to your review and recommendation, Ms. Meghan Jones, 17 Columbia Road, Beverly to serve on the Conservation Commission.

Her term will be effective until June 30, 2024.

Sincerely yours,

Michael P. Cahill  
Mayor



**CITY of BEVERLY  
OFFICE of THE MAYOR**

*191 Cabot Street  
Beverly, Massachusetts 01915  
Phone (978) 921-6000  
Fax (978) 922-0285*

**NO. 183**

**Mayor**

*Michael P. Cahill*

**Chief of Staff**

*Joscelyn Ruelle-Kersker*

**Executive Secretary**

*Martha A. Lewis*

CITY OF BEVERLY  
RECEIVED AND RECORDED  
CITY CLERK'S OFFICE  
2021 OCT 14 PM 4:00

October 13, 2021

The Honorable City Council  
City Hall  
Beverly, MA 01915

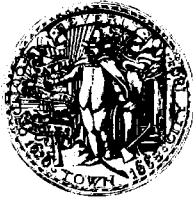
Dear Honorable City Council:

I hereby appoint, subject to your review and recommendation, Mr. Barrence Whitfield, 22 Federal Street to serve on the Council on Aging.

His term is to be effective until June 30, 2024.

Sincerely yours,

Michael P. Cahill  
Mayor



**CITY of BEVERLY  
OFFICE of THE MAYOR**

*191 Cabot Street  
Beverly, Massachusetts 01915  
Phone (978) 921-6000  
Fax (978) 922-0285*

**NO. 184**

**Mayor**

*Michael P. Cahill*

**Chief of Staff**

*Joscelyn Ruelle-Kersker*

**Executive Secretary**

*Martha A. Lewis*

004-14-100-100  
CITY OF BEVERLY  
OFFICE OF THE MAYOR  
100-100-100

October 14, 2021

The Honorable City Council  
City Hall  
Beverly, MA 01915

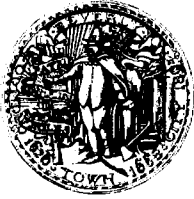
Dear Honorable City Council:

I hereby appoint, subject to your review and recommendation, Mr. Aaron Swiniuch, 2 Brimbal Avenue and Mr. David Gannon, 14 Williams Street, Beverly to serve on the Commission for Disabilities.

Their terms are to be effective until November 1, 2024.

Sincerely yours,

Michael P. Cahill  
Mayor



**CITY of BEVERLY  
OFFICE of THE MAYOR**

191 Cabot Street  
Beverly, Massachusetts 01915  
Phone (978) 921-6000  
Fax (978) 922-0285

NO. 185

2021 OCT 14 PM 4:00  
CITY OF BEVERLY  
RECEIVED  
CITY CLERK'S OFFICE

**Mayor**

*Michael P. Cahill*

**Chief of Staff**

*Joscelyn Ruelle-Kersker*

**Executive Secretary**

*Martha A. Lewis*

October 4, 2021

The Honorable City Council  
City Hall  
Beverly, MA 01915

Dear Honorable City Council:

I am pleased to inform you that the City of Beverly has been awarded a \$6,963 grant from SeniorCare. This Title III B funding will support the Council on Aging's Outreach Program.

The Senior Center's Outreach Program staff members make contact with seniors, especially those identified as having the greatest economic and social need, through a comprehensive program of client finding, information and referral, wellness education and advocacy. Staff assist Beverly's older adults with fuel assistance and SNAP applications, as well as with other social services as requested. Also, staff visit senior housing units to provide residents with information about services available through the Senior Center. Home visits are also made when an elder is homebound and in need of services. Title III B funding through SeniorCare, Inc. allows the Outreach Department staff to perform outreach to an additional 500 new clients not previously engaged in services with the Beverly Council on Aging (BCOA).

Massachusetts General Law Chapter 44 Section 53A requires both City Council and Mayoral approval before any grant, earmark, donation or gift to the City can be expended for their prescribed purpose. I therefore request the City Council approve this grant by taking action on this matter at your upcoming meeting on October 18, 2021. Thank you.

Sincerely yours,

Michael P. Cahill  
Mayor

cc: Catherine Barrett, Director of Grants  
Samatha Kossow, Assistant Director, Senior Center  
Mary Ann Holak, Director, Senior Center



**CITY of BEVERLY  
OFFICE of THE MAYOR**

*191 Cabot Street  
Beverly, Massachusetts 01915  
Phone (978) 921-6000  
Fax (978) 922-0285*

**NO. 186**

**Mayor**

*Michael P. Cahill*

**Chief of Staff**

*Joscelyn Ruelle-Kersker*

**Executive Secretary**

*Martha A. Lewis*

October 13, 2021

The Honorable City Council  
City Hall  
Beverly, MA 01915

Dear Honorable City Council:

I hereby appoint, subject to your review and recommendation, Mr. Kevin Hobin, 6 Gardner Street, Beverly to serve on the Beverly Parks and Recreation Commission.

His term will be effective until December 31, 2023.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Michael P. Cahill".

Michael P. Cahill  
Mayor

CITY OF BEVERLY  
RECEIVED AND RECORDED  
OCT 14 2021  
OFFICE OF THE MAYOR





**CITY of BEVERLY  
OFFICE of THE MAYOR**

*191 Cabot Street  
Beverly, Massachusetts 01915  
Phone (978) 921-6000  
Fax (978) 922-0285*

**NO. 187**

**Mayor**

*Michael P. Cahill*

**Chief of Staff**

*Joscelyn Ruelle-Kersker*

**Executive Secretary**

*Martha A. Lewis*

CITY OF BEVERLY  
RECEIVED  
OCT 14 2021  
10:00 AM

October 13, 2021

The Honorable City Council  
City Hall  
Beverly, MA 01915

Dear Honorable City Council:

I hereby reappoint, subject to your review and recommendation, Mr. Kevin Gallant, 17 Scenna Road to serve on the Commission for Disabilities:

His term is to be effective until November 1, 2024.

Sincerely yours,

Michael P. Cahill  
Mayor

NO. 188

*Office of the City Clerk*  
191 Cabot Street  
Beverly, Massachusetts 01915

CITY OF BEVERLY  
RECEIVED AND RECORDED  
CITY CLERKS OFFICE

Lisa Kent, CMC  
City Clerk  
978-605-2325

Christine Dixon  
Assistant City Clerk  
978-605-2326

2021 OCT 14 P 12:24

October 14, 2021

The Honorable City Council:

I am pleased to advise you that the attached documents are ready for the final approval and vote to accept as presented by this office the 2021 Re-Precincting plan for the City of Beverly.

Many thanks to James Harrington (GIS) Engineering Department for his hard work in helping the City maintain the continuity of current neighborhoods and compliance with regulations of the LEDRC.

I respectfully request that you take action on this order at your October 18, 2021 meeting, as the deadline for submitting our plan is October 30, 2021.

Sincerely,



Lisa E. Kent, CMC  
City Clerk

NO. 189

**SALEM AND BEVERLY WATER SUPPLY BOARD**

**ALAN F. TAUBERT, JR, P.E. – EXECUTIVE DIRECTOR**

**BRADLEY E. PERRON – DEPUTY DIRECTOR**

**50 ARLINGTON AVENUE, BEVERLY, MA 01915-1035**

**Tel. (978) 922-2600**

**Fax (978) 921-4584**

CITY OF BEVERLY  
RECEIVED AND RECORDED  
CITY CLERKS OFFICE

2021 OCT 12 A 10:19

October 7, 2021

Lisa Kent, City Clerk  
City of Beverly  
City Hall  
191 Cabot Street  
Beverly, Massachusetts 01915

Dear Ms. Kent:

Chapter 700 of the Massachusetts Acts of 1913 as amended requires the Salem and Beverly Water Supply Board annually to determine the volume of water supplied to the cities of Salem and Beverly during the three years prior to September 30. This data establishes the proportions in which the cities shall pay the expenses of the Water Board for the next succeeding fiscal year.

At its meeting on October 7, 2021, the Salem and Beverly Water Supply Board determined that during the three-year period prior to September 30, 2021 the City of Salem consumed 55.10% of the water supplied and the City of Beverly consumed 44.90%. A copy of the determination is attached. Further, the Board voted to determine and award the proportion in which for Fiscal Year 2023 the cities shall pay the expenses of the maintenance, operation and administration of the works and sources of water supply of the Board as follows: City of Salem 55.10%; City of Beverly 44.90%.

This notification is required by law and no action is required on your part.

If you have any questions regarding this matter, please feel free to contact me at 978-922-2600.

Sincerely,



Alan F. Taubert, Jr., P.E.  
Executive Director

## Salem and Beverly Water Supply Board FY 2023 Assessment Apportionment Calculations

## C. WATER USED BY SALEM AND BEVERLY OVER PAST 3 YEARS

MONTH	SALEM Data Reported in Million Gallons			BEVERLY Data Reported in Million Gallons		
	2018-2019	2019-2020	2020-2021	2018-2019	2019-2020	2020-2021
October	125.970	126.020	141.140	113.549	108.705	111.568
November	117.470	123.060	123.060	101.593	95.464	95.464
December	127.740	137.400	131.150	106.301	96.003	93.542
January	134.200	139.270	140.540	108.129	96.470	96.291
February	120.940	126.310	138.150	94.736	91.824	92.431
March	131.460	134.300	138.720	102.219	95.776	102.717
April	117.650	126.500	130.200	95.619	90.463	97.760
May	125.040	141.600	147.900	105.024	114.986	122.819
June	130.780	162.210	156.310	112.493	155.020	145.124
July	151.230	170.020	146.720	135.841	149.950	118.327
August	146.780	165.980	153.580	131.789	152.109	130.566
September	132.630	147.340	139.590	122.140	133.630	116.366
Total	1,561.89	1,700.01	1,687.06	1,329.43	1,380.40	1,322.98

3 YR. TOTALS      Salem:                      4,948.96 Million Gallons      Beverly:                      4,032.81 Million Gallons

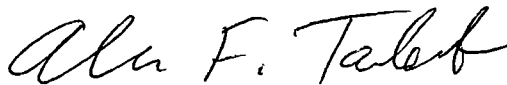
3 YEAR GROSS                                      8,981.77 Million Gallons

## 3 YEAR FY2023 PERCENTAGES

SALEM:                      55.10%  
BEVERLY:                      44.90%

NOTE: MONTHLY PUMPING DATA IN MILLIONS OF GALLONS AS RECORDED BY THE METERS AT THE CITY OF SALEM AND THE CITY OF BEVERLY HIGH LIFT PUMPING STATIONS

SALEM AND BEVERLY WATER SUPPLY BOARD



Alan F. Taubert, Jr., Executive Director


APPROVED BY:



BRUCE THIBODEAU, CHAIRMAN



DAVID KNOWLTON, MEMBER



MICHAEL COLLINS, MEMBER



DAVID A. PABICH, MEMBER



DAVID GENDALL, MEMBER

DATE: October 7, 2021



**CITY of BEVERLY**  
**COMMUNITY PRESERVATION COMMITTEE**

191 Cabot Street  
Beverly, Massachusetts 01915  
Phone (978) 921-6000  
Fax (978) 921-6187

NO. 190

*Mayor*

*Michael P. Cahill*

*Chairperson*

*Heather Richter*

*Vice Chairperson*

*Derek Beckwith*

*Members*

*Amy Benjamin*

*Robert Buchsbaum*

*Thomas Bussone, II*

*Christy Edwards*

*Nancy Marino*

*Marilyn McCrory*

*Wendy Pearl*

October 13, 2021

Paul Guanci, President  
Beverly City Council  
Beverly City Hall, 191 Cabot Street  
Beverly, MA 01915  
c/o Ms. Lisa Kent, Beverly City Clerk

CITY OF BEVERLY  
RECEIVED AND RECORDED  
CITY CLERK'S OFFICE  
2021 OCT 14 A 8:33

RE: Community Preservation Committee Proposed CPA Fiscal Year 2022 Budget

Dear President Guanci and Members of the City Council,

The Community Preservation Committee (CPC) herein submits the recommended Fiscal Year 2022 CPA Budget, as attached.

In coordination with Finance Director Bryant Ayles, the CPC reviewed the attached budget during its September 30, 2021 meeting and voted unanimously (6-0) to recommend its adoption.

The CPC respectfully requests that the City Council consider approving the budget as proposed.

As you are aware, pursuant to Massachusetts General Law, a public hearing must be scheduled prior to any City Council vote is taken on this order.

Should you have any questions or need additional information, please do not hesitate to contact the Committee through its staff, Denise Deschamps, in the Planning and Development Department.

Respectfully Submitted by: Beverly Community Preservation Committee

Chair Heather Richter, At-Large Representative  
Vice Chair Derek Beckwith, Planning Board Representative  
Amy Benjamin, At-Large Representative  
Robert Buchsbaum, Conservation Commission Representative  
Thomas Bussone, II, Housing Authority Representative  
Christy Edwards, At-Large Representative  
Nancy Marino, Parks & Recreation Commission Representative  
Marilyn McCrory, Open Space & Recreation Committee Representative

Wendy Pearl, Historic District Commission Representative

cc: Michael P. Cahill, Mayor

Bryant Ayles, Finance Director

Darlene Wynne, Director of Planning and Development

Stephanie Williams, City Solicitor

Denise A. Deschamps, Economic Development Planner, Planning and Development and staff of  
Community Preservation Committee

File

# Community Preservation FY22 Budget Proposal

## Fund 700

### Fiscal Year 2022 Budgeted Revenues

Fiscal Year 2022 Estimated Surcharge	\$ 925,461
Fiscal Year 2021 Estimated State Match (32.3% of FY21 surcharge)	\$ 291,633

<b>Total Budgeted Revenue</b>	<b>\$ 1,217,095</b>
-------------------------------	---------------------

### Fiscal Year 2022 Budgeted Expenditures and Reserves

Historic Resources Reserve (10%)	\$ 121,709
Community Housing Reserve (10%)	\$ 121,709
Open Space Reserve (10%)	\$ 121,709
General Budget Reserve	\$ 815,453
Administrative Budget (3%)	\$ 36,513

<b>Total Budgeted Reserves</b>	<b>\$ 1,217,095</b>
--------------------------------	---------------------

Late File

NO. 191



City of Beverly

CITY COUNCIL

COUNCILOR-AT-LARGE

PAUL M. GUANCI,  
COUNCIL PRESIDENT  
TIMOTHY FLAHERTY  
JULIE R. FLOWERS

WARD COUNCILORS

WARD 1 TODD C. ROTONDO  
WARD 2 ESTELLE M. RAND  
COUNCIL VICE PRESIDENT  
WARD 3 STACY M. AMES  
WARD 4 SCOTT D. HOUSEMAN  
WARD 5 KATHLEEN M. FELDMAN  
WARD 6 DOMINIC COPELAND

October 15, 2021

The Honorable City Council  
The City of Beverly  
151 Cabot Street  
Beverly, MA 01915

21 OCT 15 A 10:21  
CITY OF BEVERLY  
RECEIVED AND RECORDED  
CITY CLERK'S OFFICE

Dear Honorable City Council:

There is widespread support and growing interest in adding more Pickleball courts in the city. I have heard many requests from my constituents to address the lack of public resources for the sport of Pickleball.

To constructively respond to this issue, Councilor Flowers, as Chair of Public Services and I will be scheduling a community conversation for the Public Services sub committee to engage on the viability of creating dedicated Pickleball Space in Beverly apart from established tennis courts and determine what possible new steps can be taken on behalf of the public.

Thank you in advance for your assistance in this matter.

Sincerely,

Stacy Ames  
City Councilor, Ward 3

Cc: Honorable Michael Cahill, Mayor



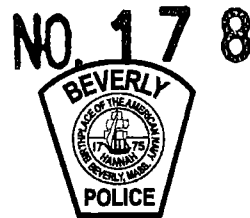


JOHN G. LELACHEUR  
CHIEF

# City of Beverly

MASSACHUSETTS

POLICE DEPARTMENT



191 Cabot St  
Beverly, Massachusetts

September 22, 2021

Honorable City Council  
City Clerk's Office  
City Hall  
Beverly, Ma 01915

2021 SEP 30 P 12:55  
CITY OF BEVERLY  
RECEIVED AND RECORDED  
CITY CLERK'S OFFICE

## Handicapped Parking Sign: 37 Pond Street & 3 Fossa Terrace

Dear Council Members,

This request is to amend the current city ordinance 270-49 by adding a "Handicapped Parking Sign" at 37 Pond Street and 3 Fossa Terrace. These locations will be added to the current city ordinance 270-49 Off street; handicapped parking. I have conducted site visits and have not observed any issues that would result in a conflict to public safety or traffic. I would support the placement of Handicap Parking Signs in these locations.

Very respectfully,

Sergeant Michael R. Henebury  
Beverly Police Department  
Traffic Division Supervisor

**NO. 178**

**October 5, 2021**

**Order #178-2021**

**Be it ordained by the City Council of the City of Beverly as follows:  
In the year two thousand and twenty-one.**

**An Ordinance amending an Ordinance relative to:**

**Chapter 270: "Vehicles and Traffic", Section 270-49. "Off Street Parking"; Handicapped Parking"**

**Amending Section 270-49 as follows:**

**ADD: A handicapped sign to be placed at 37 Pond Street and 3 Fossa Terrace.**

**First Reading: Monday, October 4, 2021**

**Ordinance to take effect upon Publication & Final Passage.**

**Final Passage: Monday, October 18, 2021**

**Please publish Friday, October 8, 2021**

**Send tear sheets and bill to:**

**City Clerk's Office**

**191 Cabot Street**

**Beverly, MA. 01915-5849**

order # 178

**PUBLIC NOTICE**

**CITY OF BEVERLY**

Be it ordained by the City Council  
of the City of Beverly as follows:

In the year two thousand and  
twenty-one:

An Ordinance amending an Ordinance  
relative to:

**Chapter 270: "Vehicles and  
Traffic"; Section 270-49, "Off  
Street Parking"; Handicapped  
Parking"**

Amending Section 270-49 as follows:

**ADD: A handicapped sign to  
be placed at 37 Pond Street and  
3 Fossa Terrace.**

First Reading: Monday, October  
4, 2021

Ordinance to take effect upon  
Publication & Final Passage.

Final Passage: Monday, October  
18, 2021

EN - 10/8/21